

(3:07-MC-047-FDW, Document No. 2) (emphasis added). The undersigned finds that Defendant's request is consistent with Judge Whitney's Initial Scheduling Order.

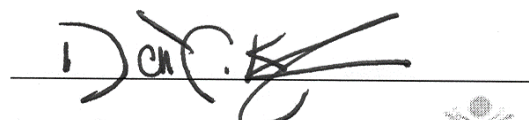
In addition, the undersigned observes that there is a pending “Motion To Dismiss Plaintiff’s Complaint” (Document No. 6) filed on October 31, 2018. Noting Plaintiff’s “Amended Complaint” (Document No. 8) filed on November 14, 2018, and Defendant’s request for additional time to respond to the “Amended Complaint,” the undersigned finds that the pending “Motion To Dismiss...” must be denied as moot.

It is well settled that a timely-filed amended pleading supersedes the original pleading, and that motions directed at superseded pleadings may be denied as moot. Young v. City of Mount Ranier, 238 F.3d 567, 573 (4th Cir. 2001) (“The general rule ... is that an amended pleading supersedes the original pleading, rendering the original pleading of no effect.”); see also, Fawzy v. Wauquiez Boats SNC, 873 F.3d 451, 455 (4th Cir. 2017) (“Because a properly filed amended complaint supersedes the original one and becomes the operative complaint in the case, it renders the original complaint ‘of no effect.’”); Brown v. Sikora and Associates, Inc., 311 Fed.Appx. 568, 572 (4th Cir. Apr. 16, 2008); and Atlantic Skanska, Inc. v. City of Charlotte, 3:07-CV-266-FDW, 2007 WL 3224985 at *4 (W.D.N.C. Oct. 30, 2007).

IT IS, THEREFORE, ORDERED that “Defendant’s Motion For Extension Of Time To File A Responsive Pleading (Unopposed)” (Document No. 9) is **GRANTED**. Defendant shall have up to and including **December 12, 2018** to answer or otherwise respond to Plaintiff’s Amended Complaint.

IT IS FURTHER ORDERED that the “Motion To Dismiss Plaintiff’s Complaint” (Document No. 6) be **DENIED AS MOOT**.

Signed: November 19, 2018



David C. Keesler
United States Magistrate Judge

